

Excluded parts - Ely M. Lee

0100385028

ALVORD AND ALVORD
ATTORNEYS AT LAW
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ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)

OF COUNSEL
URBAN A. LESTER

September 30, 1994

19005

SEP 30 1994 08 AM

INTERSTATE COMMERCE COMMISSION

LICENSING DIVISION

SEP 30 11 02 AM '94

Mr. Vernon A. Williams
Acting Secretary
Interstate Commerce Commission
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are two duly executed copies of a Memorandum of Equipment Lease Agreement, dated as of September 30, 1994, a primary document as defined in the Commission's Rules for the Recordation of Documents under 49 C.F.R. Section 1177.

The name and address of the party to the enclosed document are:

Lessor	:	Pitney Bowes Credit Corporation 201 Merritt Seven Norwalk, Connecticut 06856
Lessee	:	The Kansas City Southern Railway Company 114 West Eleventh Street Kansas City, Missouri 64105

A description of the railroad equipment covered by the enclosed document is:

70 railcars manufactured by Thrall Car Manufacturing Company and marked KCS 716000 through KCS 716069, inclusive.

Mr. Vernon A. Williams
September 30, 1994
Page 2

Also enclosed is a check in the amount of \$18.00 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

Kindly return one stamped copy of the enclosed document to the undersigned.

Very truly yours,

A handwritten signature in cursive script, appearing to read "R. Alvord", written in dark ink.

Robert W. Alvord

RWA/bg
Enclosures

Interstate Commerce Commission
Washington, D.C. 20423

9/30/94

OFFICE OF THE SECRETARY

Robert W. Alvord
Alvord And Alvord
918 Sixteenth Street, NW., Ste. 200
Washington, DC., 20006-2973

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 9/30/94 at 11:05AM, and assigned recordation number(s). 19005.

Sincerely yours,

Vernon A. Williams
Acting Secretary

Enclosure(s)

\$ 18.00 The amount indicated at the left has been received in payment of a fee in connection with a document filed on the date shown. This receipt is issued for the amount paid and in no way indicates acknowledgment that the fee paid is correct. This is accepted subject to review of the document which has been assigned the transaction number corresponding to the one typed on this receipt. In the event of an error or any questions concerning this fee, you will receive a notification after the Commission has had an opportunity to examine your document.

Signature

Janice M. Fort

19005
SEP 30 1994 10 05 AM
INTERNAL SECURITY DIVISION

**MEMORANDUM
OF EQUIPMENT LEASE AGREEMENT**

On the date hereof, the parties hereto entered into that certain Equipment Lease Agreement No. 7746886 (the "Lease Agreement") dated as of August 30, 1994, and that certain Lease Schedule No. 801 attached and incorporated by reference thereto, by and between Pitney Bowes Credit Corporation ("Lessor"), having a place of business located at 201 Merritt Seven, Norwalk, Connecticut 06856-5151, and The Kansas City Southern Railway Company ("Lessee"), having its principal place of business located at 114 West Eleventh Street, Kansas City, MO 64105-1804, pursuant to which Lessor has leased to Lessee the Equipment described on Exhibit A hereto, subject to the terms and conditions of said Lease Agreement.

IN WITNESS WHEREOF, each of the undersigned pursuant to due corporate authority has caused this Memorandum of Equipment Lease Agreement (the "Memorandum") to be duly executed in its respective corporate name by an officer duly authorized and hereby declares pursuant to 28 U.S.C. 1746 under penalty of perjury that this Memorandum is a true and correct document and was executed as of this day 30th of September, 1994.

PITNEY BOWES CREDIT CORPORATION

BY: Russell D. Piper

ITS: Region Credit Manager

DATE: 9/29/94

THE KANSAS CITY SOUTHERN RAILWAY
COMPANY

BY: [Signature]

ITS: S. V. [Signature]

DATE: 9/28/94

APPROVED AS TO FORM

R.P. By [Signature]

EXHIBIT A

<u>QTY</u>	<u>ITEM</u>	<u>MANUFACTURER MODEL & REPORTING MARKS</u>
Seventy (70)	1994 100 Ton Coil Cars without Covers	Thrall Car Manufacturing Company Lettered KCS 716000 through and including 716069

and all accessories, attachments, accessions, substitutions thereto.

State of MISSOURI

County of JACKSON

On SEPT. 28, 1994 before me, PATRICIA A. SEXSON, personally appeared

Name of Notary

TIMOTHY J. LEGLER, IS personally known to me ~~XXXXX proved to me on the basis of~~
~~secondary evidence~~ to be the person(s) whose name(s) is/are subscribed
to the within instrument and acknowledged to me that he/~~she/they~~
executed the same in his/~~her/their~~ authorized capacity(ies), and that by
his/~~her/their~~ signature(s) on the instrument the person(s), ~~XXXXX~~ entity
upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.


Signature of Notary

MY COMMISSION EXPIRES OCTOBER 22, 1994

(Seal)

OPTIONAL

CAPACITY CLAIMED BY SIGNER

____ Individual
____ Corporate

Title(s)

____ Partner(s) ____ Limited
____ Attorney-Of-Fact ____ General
____ Trustee(s)
____ Guardian/Conservator
____ Other: _____

Signer is Representing:
(Name of Person(s) or Entity)

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document

Number of Pages

Date of Document

Signer(s) Other than Named Above

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

State of California
 County of Orange
 On September 29, 1994 before me, Carolyn S. Bruner,
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"
 personally appeared Russell D. Piper,
NAME(S) OF SIGNER(S)

☒ personally known to me - **OR** - ☐ proved to me on the basis of satisfactory evidence to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity~~(ies)~~, and that by his/~~her/their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.



WITNESS my hand and official seal.

Carolyn S. Bruner
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL

- ☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

SIGNER(S) OTHER THAN NAMED ABOVE